

# COMMISSION ON GOVERNMENT FORECASTING AND ACCOUNTABILITY

## PENSION IMPACT NOTE

### 101ST GENERAL ASSEMBLY

BILL NO: **SB 2747**

February 5, 2020

SPONSOR (S): Fine

SYSTEM(S): General Provisions Article

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**FISCAL IMPACT:** There is no discernible fiscal impact associated with SB 2747.

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**SUBJECT MATTER:** SB 2747 amends the General Provisions Article of the Pension Code to allow for the recovery of attorney's fees and related costs in legal actions arising from the payment of benefits to either active members or retirees.

**COMMENT:** SB 2747 amends the General Provisions Article of the Pension Code. The bill states that in cases where a pension fund participant or beneficiary is a party to a legal action where the issue at hand is the payment of benefits due to that person, then a court may allow either party to recover reasonable attorney's fees and the costs of the action. Such recoveries of fees would be at the discretion of the court, and would not be mandatory.

DH:bs

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